IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO. 1763 OF 2006

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

CORAM : B.P. DHARMADHIKARI, J.
SEPTEMBER 26, 2006.

Shri Marpakwar, learned counsel for the petitioner forcefully argues that the resignation was obtained by the Manager (Sales) from him and because of his influence only, the petitioner could not muster courage to file the complaint immediately.

I have perused the relevant records. The evidence on record does not show any use of force in this respect. Merely because the resignation was undated, no fault can be found with it in this respect because the date of its presentation is mentioned by the petitioner in his own hand writing. Not only this, the Courts below have found that after tendering the resignation and after its acceptance, the due amount after settlement of accounts was accepted by the petitioner

and he did not protest for about one year and six months thereafter. All these factors, therefore, show that the case sought to be made is clearly by way of after thought. In any case, the findings arrived at by the Courts below cannot be said to be erroneous or perverse.

There is no jurisdictional error in the orders passed. No case is made out for interference in writ jurisdiction. Writ Petition is dismissed. No costs.

JUDGE

*GS.